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January 4, 2008

The Honorable Mary Pat Thyng
U.S. District Court for the District of Delaware
844 North King Street
Lock Box 8
Wilmington, DE 19801

Re: Riley v. DRBA, C.A. No. 05-746 (MPT) – Interim Status Report

Dear Judge Thyng:

This is Defendants' Interim Status Report as required by the Scheduling Order. Defendants have encountered several obstacles in proceeding with discovery. Defendants served interrogatory and document requests in June of 2007. Only in September of 2007, after undersigned counsel initiated the discovery dispute process as provided for in the Scheduling Order, did Plaintiff respond in any way to the discovery requests. However, the responses were incomplete and deficient in several aspects as described in the attached letter dated November 20, 2007. (Exhibit A).

Defendants deposed the Plaintiff on December 6, 2007. However, undersigned counsel noted both prior to, and at the deposition that an additional deposition would have to be taken once all discovery was received, including critical missing documentation, such as financial and medical records. Undersigned counsel has communicated these issues via multiple letters and emails, and has received no response to the vast majority of these communications. Attached hereto is the most recent of such communications, sent via email on January 2, 2008, to Plaintiff's counsel summarizing the outstanding discovery issues. (Exhibit B). Defendants look forward to Your Honor's intervention to permit Defendants to gather the necessary information to defend their case.

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Plaintiff served interrogatory and document requests in December, to which Defendants will respond as agreed to on January 18. Plaintiff has not noticed any depositions.

Very truly yours,

/s/ Adria B. Martinelli

Adria B. Martinelli

ABM:rjr

Attachments

cc: William W. Bowser, Esquire (w/o attachments)

James P. Hall, Esquire (via CM/ECF)